

## Rule 5. Water Tracker Procedure

170 IAC 6-5-1 “Application for water tracker” defined  
Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47  
Affected: IC 8-1-2-42; IC 8-1-2-125; IC 8-1-2.7

Sec. 1. As used in this rule, “application for water tracker” means an application submitted to the engineering division of the commission in accordance with section 7 of this rule and IC 8-1-2-42, that functions as a request or in support of a request for a water tracker. (*Indiana Utility Regulatory Commission; 170 IAC 6-5-1; filed Dec 3, 1990, 9:34 a.m.: 14 IR 557; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233*)

170 IAC 6-5-2 “Commission” defined  
Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47  
Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 2. As used in this rule, “commission” refers to the Indiana utility regulatory commission. (*Indiana Utility Regulatory Commission; 170 IAC 6-5-2; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233*)

170 IAC 6-5-3 “Supplier” defined  
Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47  
Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 3. As used in this rule, “supplier” means a utility supplying water to a water utility. (*Indiana Utility Regulatory Commission; 170 IAC 6-5-3; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233*)

170 IAC 6-5-4 “Water tracker” defined  
Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47  
Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 4. As used in this rule, “water tracker” means the procedure available to a water utility under this rule to recover an increase or a decrease in costs associated with purchased water due to a change in the supplier's rates. (*Indiana Utility Regulatory Commission; 170 IAC 6-5-4; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233*)

170 IAC 6-5-5 “Water tracker information form” defined  
Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47  
Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 5. As used in this rule, “water tracker application form” means the forms, schedules, and instructions provided by the engineering division of the commission under this rule. The commission staff shall develop the forms, schedules, and instructions that comprise the water tracker application form and shall revise the water tracker application form as needed. (*Indiana Utility Regulatory Commission; 170 IAC 6-5-5; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233*)

170 IAC 6-5-6 “Water utility” defined  
Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47  
Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 6. As used in this rule, “water utility” means a utility supplying water service to the public at rates that are subject to the jurisdiction of the commission and that purchases water for ultimate resale to the public. (*Indiana Utility Regulatory Commission; 170 IAC 6-5-6; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233*)

170 IAC 6-5-7 Water tracker procedure  
Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47  
Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 7. A water utility may apply to the commission to recover an increase or decrease in the costs associated with purchased water by submitting an application for water tracker to the engineering division of the commission. The application must include the following:

- (1) A completed water tracker application form. The form is available from the engineering division of the commission.
- (2) Proof of publication of notice in accordance with section 8 of this rule.
- (3) A copy of:
  - (A) the resolution or ordinance of the water utility's governing body authorizing the application for water tracker;
  - or
  - (B) the minutes of the meeting of the water utility's governing body where the application for water tracker was authorized.
- (4) A verified statement by an officer or manager of the water utility in support of the proposed change in the utility's schedule of rates and charges that specifies the amount of the water tracker.
- (5) Two (2) unmarked copies of the water utility's current schedule of rates and charges incorporating the water tracker.

*(Indiana Utility Regulatory Commission; 170 IAC 6-5-7; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233)*

#### 170 IAC 6-5-8 Publication of notice

Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47

Affected: IC 8-1-2-42; IC 8-1-2-125; IC 8-1-2.7

Sec. 8. A water utility that files an application for water tracker shall publish notice of the filing at least twenty (20) days prior to the proposed effective date of the water tracker. Notice must be published in a newspaper of general circulation in all counties in which the water utility renders service. The notice must contain the following:

- (1) The amount of the water tracker to be applied to the water utility's schedule of rates.
- (2) A statement that the rate change is based solely on the change in the cost of water purchased by the water utility.
- (3) The name of the supplier.
- (4) A statement that the rate change will apply to the next practical consumption period following final approval by the commission in accordance with IC 8-1-2-42.

*(Indiana Utility Regulatory Commission; 170 IAC 6-5-8; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233)*

#### 170 IAC 6-5-9 Application of water tracker

Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47

Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 9. Once a water utility employs the water tracker procedure of this rule to recover an increase in the cost associated with purchased water, the utility must use the water tracker to offset its rates by any decrease the water utility experiences in the cost of purchased water. A water utility required to offset its rates by any decrease must make its application within thirty (30) days of the implementation of the decrease. *(Indiana Utility Regulatory Commission; 170 IAC 6-5-9; filed Dec 3, 1990, 9:34 a.m.: 14 IR 558; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233)*

#### 170 IAC 6-5-10 Commission review

Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47

Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 10. The commission staff shall review each application for water tracker submitted to the commission. The review must include an investigation into the following:

- (1) Whether or not the revised purchased water costs are true and correct.
- (2) Whether or not the proposed revised rates filed by the water utility are equal to the actual increase or decrease in the purchased water expense.
- (3) Whether or not the water utility's calculations are mathematically accurate.
- (4) The effective date of the supplier's rates and the nature and permanency of those rates.

*(Indiana Utility Regulatory Commission; 170 IAC 6-5-10; filed Dec 3, 1990, 9:34 a.m.: 14 IR 559; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233)*

170 IAC 6-5-11 Commission action

Authority: IC 8-1-1-3; IC 8-1-2-42; IC 8-1-2-47

Affected: IC 8-1-2-125; IC 8-1-2.7

Sec. 11. (a) After conducting its review in accordance with section 10 of this rule, the commission staff shall report its recommendations in writing to the commission.

(b) After reviewing the staff's recommendations the commission may:

- (1) approve the application;
- (2) disapprove the application; or
- (3) approve a modified version of the application.

*(Indiana Utility Regulatory Commission; 170 IAC 6-5-11; filed Dec 3, 1990, 9:34 a.m.: 14 IR 559; readopted filed Jul 11, 2001, 4:30 p.m.: 24 IR 4233)*

\*